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ORDINANCE NO. 3975

AN ORDINANCE OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AMENDING TITLE 7 OF THE SAN BERNARDINO COUNTY CODE RELATING TO AIRPORTS. RULES AND REGULATIONS

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. Title 7 of the San Bernardino County Code is amended, to read:

Title 7
COUNTY AIRPORTS

DIVISION 1
AIRPORT RULES AND REGULATIONS

Chapters:

- 1. General Rules and Regulations.**
- 2. Aircraft Operations.**
- 3. Motor Vehicle Regulations.**
- 4. Personal Conduct.**
- 5. Fire Hazards and Fueling Operations.**
- 6. Commercial or Business Activity.**

Chapter 1: GENERAL RULES AND REGULATIONS.

Sections:

- 71.011 Scope.
- 71.012 Definitions.
- 71.013 Authority of the Director.
- 71.014 Liability.
- 71.015 Insurance.

71.011 Scope.

The provisions of this title shall be applicable to all Airports owned or operated by the County of San Bernardino or by a County Service Area governed by the Board of Supervisors of said County ("CSA") within this County. Each such Airport shall be conducted as a public facility for the promotion and accommodation of civil aviation and associated activities, and shall be open for public use at such hours and subject to such restrictions as are contained in this title or as may be determined by the Board or the Director, acting pursuant hereto on behalf of the County or a CSA as owner and proprietor of the Airport.

These provisions are not intended to amend, modify, or supersede any provisions of federal, state, or local law, or any specific contractual agreement of the County or a CSA with which they may conflict, provided, however, that these provisions shall be interpreted, insofar as is possible, in such manner that no conflict shall exist. If any portion of these provisions shall be invalid or unenforceable, all other provisions shall remain in effect and be construed to achieve the purposes hereof. All persons on, and users of, such an Airport shall be governed by the provisions of this title and by any rules, regulations, orders, or directives made or issued by the Board or the Director pursuant hereto.

All services in operating a facility at the Airport must be performed without discrimination or segregation as to race, creed, color, sex, age or national origin.

71.012 Definitions.

As used in this title, the following definitions apply:

(a) "Airport" means each airport, heliport, and helistop owned or operated by the County of San Bernardino or by a CSA governed by the Board of Supervisors of said County, except when otherwise specifically noted. It includes all property and improvements within the property or boundary lines of the Airport, heliport or helistop.

(b) "Airport Manager" means the individual assigned day-to-day responsibility for an Airport or group of Airports.

(c) "Aircraft Movement Area" means the runways, taxiways and other areas of an Airport which are utilized for taxiing, hover taxiing, air taxiing, takeoff, or landing of aircraft, exclusive of loading ramps and parking areas.

(d) "Air Operations Area" means the runways, taxiways and other areas of an Airport which are utilized for taxiing, hover taxiing, air taxiing, takeoff or landing of aircraft, inclusive of loading ramps and parking areas.

(e) "Airport Surface" means the public runways for taking off or landing of aircraft, the public taxiways for ground movement of aircraft, and the public aircraft parking space for loading, unloading, fueling and emergency servicing of aircraft.

(f) "Board" means Board of Supervisors of the County of San Bernardino.

(g) "Commercial Operator" means a person or business that, pursuant to a lease or business permit with the County or a CSA, engages in the business of aeronautics, aircraft repairs of all kinds, sale and renting of new and used aircraft, sale of parts, flight instruction, commercial flying clubs, airplane charter, local flights, or sale of fuel.

(h) "Commercial Vehicle" means a vehicle of any type whatsoever, used or maintained for the transportation of persons for hire, for compensation, or for profit, or designed, used or maintained primarily for the transportation of goods or property.

(i) "County" means the County of San Bernardino, State of California.

1 (j) "Director" means the Director, Department of Airports.

2 (k) Federal Aviation Administration ("FAA") regulations include all applicable
3 laws of the Department of Transportation and Department of Homeland Security.

4 (l) "Non-aviation Commercial" activities shall be any activity conducted by
5 any person engaged in any business authorized by permit with the County or CSA at
6 any Airport covered by this Code, which business is not that of aviation operator,
7 certificated air carrier, commercial operator, mechanic, or commercial aircraft use.

8 (m) "Person" means any individual, firm, co-partnership, corporation,
9 company, association, organization, joint stock association or body politic; and
10 includes any trustee, receiver, assignee or other similar representative thereof.

11 (n) "Restricted Areas" means all runways and taxiways, fuel farms, water well
12 pumping stations, sewer lift stations, oxidation ponds, mechanical rooms, and
13 electrical vaults. Any other restricted areas will be marked as such with signs.

14 (o) "Supervised Areas" means all aprons, hangars, and Air Operations
15 Areas.

16 (p) "Vehicle" means any conveyance used to move people or
17 property.

18

19 **71.013 Authority of the Director.**

20 The Director shall have the authority, and is charged with the responsibility, to
21 administer and enforce the provisions of this title and may issue such orders,
22 instructions, or directives as may be necessary to achieve the purposes hereof. The
23 Director shall at all times have authority to take such actions as may be necessary to
24 achieve the purposes hereof. The Director shall at all times have authority to take
25 such actions as may be necessary to safeguard persons and property at an Airport
26 and to make and enforce such rules and regulations, in addition to those provided
27 herein, as may be required in any emergency or abnormal condition. The Director is
28 empowered to post signs or employ other markings at any Airport, which state or

1 apply rules, regulations, orders, or directives. Each Airport Manager, as a
2 representative and agent of the Director, is empowered to require compliance with the
3 provisions of this title and with any rules, regulations, orders, or directives issued
4 pursuant hereto.

5
6 **71.014 Liability.**

7 (a) The privilege of using the Airport and its facilities shall be conditioned on
8 the assumption of full responsibility and risk of the user thereof, who shall release,
9 hold harmless and indemnify the County, CSA, their officers and employees from any
10 liability or loss resulting from such use. The owners and operators of all aircraft based
11 at the Airport shall comply with the Uniform Aircraft Financial Responsibility Act
12 (Public Utilities Code Sections 24230-24410), except that the amounts of insurance
13 coverage shall be determined as set forth in Section 71.015.

14 (b) The permission granted by the County or CSA to use said Airport and its
15 facilities shall be at all times conditioned upon the assumption of full responsibility
16 therefore by every person exercising or taking advantage of such permission. It shall
17 be a further condition hereof that each person using said Airport and its facilities, as a
18 consideration for the use of said Airport and its facilities, shall at all times release, hold
19 harmless, and indemnify the County, CSA, and their officers, agents and employees,
20 from any and all responsibility, liability, loss or damage, caused by or on the behalf of
21 such person using said Airport and its facilities.

22 (c) The use of said Airport by any person for any purpose, or the paying of
23 any fees therefore, or the operation of any aircraft thereon, shall be in itself an
24 acknowledgement that such persons accept such privileges on the conditions herein
25 set forth.

26
27 **71.015 Insurance.**

28 All commercial businesses, including Commercial Operators and Non-aviation

Commercial uses, as defined in Section 71.012, shall be covered by adequate insurance at their own expense, to assure payments of damage occasioned by their operation or conduct of business activities in and upon the Airport including aircraft and ramp vehicles. Said insurance shall have single limit bodily injury and property damage liability in an amount specified by the Director, but under no circumstances less than an amount specified from time to time by the County Risk Manager. The County or CSA shall be an additionally insured or an additionally named insured in said insurance policy, as specified by the County Risk Manager. Each operator or business must provide and keep current a certificate of insurance with the respective Airport Manager indicating such coverage and providing for thirty (30) days' written notice to said Airport Manager before cancellation.

Chapter 2: AIRCRAFT OPERATIONS.

Sections:

- 71.021 Aeronautical Activities.
- 71.022 Payment.
- 71.023 Refusal of Clearance.
- 71.024 Closing of Field.
- 71.025 Airport Ground and Flight Regulations.
- 71.026 Disabled Aircraft.
- 71.027 Categories of Aircraft Use.
- 71.028 Radio Contact.
- 71.029 Glider Towing.
- 71.0210 Parachute Jumping.

71.021 Aeronautical Activities.

No person shall conduct any aircraft operation to, on, from or over the Airport, or service, maintain or repair any aircraft on the Airport, or conduct any aircraft

1 operations on or from the Airport except in conformity with the requirements herein
2 contained, orders issued by the Director, regulations established by the FAA under
3 authority of the Federal Aviation Act of 1958 (Public Law 85-726) and amendments
4 thereto, and any California State Rules and Regulations governing aircraft not in
5 conflict with rules and regulations of the United States of America.

6
7 **71.022 Payment.**

8 Payment for use of Airport facilities, commercial permit fees, storage, repairs,
9 supplies, or other services rendered by the Department of Airports shall be made
10 before flight clearance will be granted unless satisfactory credit arrangements have
11 been made with the Airport Manager. Unless payment is made or credit arrangements
12 are made, the County or CSA shall have a lien on the aircraft and may impound the
13 aircraft. Said lien is pursuant to Section 1208.62 of the Code of Civil Procedure and
14 Sections 3051 and 3068 of the Civil Code.

15
16 **71.023 Refusal of Clearance.**

17 The Airport Manager may delay or restrict any flight or other operations at the
18 Airport and may refuse takeoff clearance to any aircraft for a violation of these
19 regulations or for reasons of safety to persons or property.

20
21 **71.024 Closing of Field.**

22 In the event a determination is made that the conditions of the Airport are
23 unsafe for landings or takeoffs, it shall be within the authority of the Director, Airport
24 Manager or designated representative to close the Airport or any part thereof. Closure
25 shall be accompanied, as appropriate, with a FAA Notice to Airmen with notice to
26 appropriate Air Traffic Control agencies. This same procedure shall be followed to re-
27 open the Airport when the field is again usable.

71.025 Airport Ground and Flight Regulations.

(a) All aircraft traffic shall conform to the established traffic pattern as approved by the FAA and posted at the Airport.

(b) No person shall park nor permit an aircraft to stand an unreasonable length of time on any runway or taxiway at the Airport.

(c) No person shall park or store an aircraft or aircraft components at the Airport except in areas designated by the Airport Manager.

(d) No person shall conduct experimental flight or ground demonstrations on the Airport, which are not in accordance with applicable FAA regulations.

(e) No person shall take any aircraft from the landing area or hangars or operate such aircraft while under the influence of alcohol or FAA prohibited drugs.

(f) No person shall leave an aircraft unattended unless it is properly tied down or placed in a hangar. Owners of such aircraft shall be held responsible for any damage resulting from failure to comply with this rule.

(g) No aircraft shall be permitted to remain on any part of the landing or takeoff areas for the purpose of repairs.

(h) All aircraft shall be taxied at slow and reasonable speeds and shall not be taxied onto a runway without first stopping and waiting for any approaching aircraft preparing to land, or as directed by the tower.

(i) No person shall, without the owner's permission, interfere or tamper with an aircraft parked or stored at the Airport.

(j) No person shall move an aircraft on the Airport in a negligent or reckless manner.

(k) No person shall start or taxi any aircraft on the Airport in a place where the air or exhaust blast is likely to cause injuries to persons or property. If the aircraft cannot be started or taxied without violating this paragraph, the operator must have it towed.

(l) Helicopters shall in all cases comply with FAA requirements.

1
2 **71.026 Disabled Aircraft.**

3 (a) Disabled aircraft and parts thereof on the Airport shall be promptly
4 removed from the Airport or to a designated area by owners, at their own expense.

5 (b) If any person refuses to move an aircraft as directed by the Airport
6 Manager, said aircraft may be towed away and stored at the owner's expense, and
7 without liability for damage which may result in the course of or after such moving. The
8 same shall apply to removal of a wrecked or damaged aircraft and its parts. The
9 County or CSA shall have a lien upon said aircraft for the cost of such towing and
10 storage as described above. Said lien is pursuant to Section 1208.61 of the Code of
11 Civil Procedure and Sections 3051 and 3068 of the Civil Code.

12 (c) If an aircraft is disabled on a runway of the Airport, the Airport Manager
13 may take whatever action he deems necessary to make the runway safe for other
14 aircraft, and the owner shall bear the expense of such action as well as the expense of
15 any and all damages caused to the disabled aircraft.

16
17 **71.027 Categories of Aircraft Use.**

18 (a) Private.

19 (1) Privately owned and operated aircraft will be as defined by
20 appropriate FAA regulations.

21 (2) Company and corporation - owned aircraft that are operated for
22 the free transportation of personnel and/or products are classified as private aircraft
23 and subject to the same restrictions.

24 (3) Aircraft for sale: New or used privately owned aircraft held for sale
25 only. Such aircraft may be demonstrated to prospective purchasers, or, when sold,
26 may be used to instruct the new owner in their operation.

27 (4) Aircraft owned privately, but leased or rented back to a commercial operator,
28 shall be automatically classified as "commercial" as defined in Section 71.027(b).

1 (b) Commercial.
2 (1) Rental, lease, hire or charter aircraft.
3 (2) Aircraft used for commercial purposes and not otherwise covered
4 in this chapter.

5 (c) Certificated Air Carriers.

6 (1) Contract:

7 All federally or California-certificated air carriers holding a contract
8 with the County or CSA for Airport usage.

9 (2) Non-Contract:

10 All federally or California-certificated air carriers not covered in
11 Section 71.027(c)(1) above.

12

13 **71.028 Radio Contact.**

14 (a) Pilots of aircraft shall not land, taxi, or take off without first obtaining a
15 clearance from the appropriate air traffic control currently in operation by radio,
16 telephone or light signal when operating from any Airport with an Air Traffic Control
17 Tower.

18 (b) All aircraft based on or operating regularly into or out of an Airport with
19 an Air Traffic Control Tower must be equipped with two-way radio.

20

21 **71.029 Glider Towing.**

22 No person shall tow or pull a glider by airplane, motor vehicle, or any other
23 method, where such towing or pulling is for the purpose of taking off, unless the
24 Airport Manager determines that it may be done without danger to life or property and
25 without interfering with the operations of the Airport and gives prior approval.

26

27 **71.0210 Parachute Jumping.**

28 Parachute jumping within the confines of the Airport boundaries, flight patterns,

1 approach zones, or 45-degree entry legs, or in any other area which would constitute
2 a hazard is prohibited unless prior written approval is obtained from the Airport
3 Manager and compliance with FAA regulations is assured.

4 5 **Chapter 3: MOTOR VEHICLE REGULATIONS.**

6 **Sections:**

- 7 71.031 Licensing.
- 8 71.032 Rules of Operation.
- 9 71.033 Permits Required.
- 10 71.034 Radio Equipment.
- 11 71.035 Emergency Vehicles - Right of Way.
- 12 71.036 Repair of Motor Vehicles.
- 13 71.037 Parking.

14 15 **71.031 Licensing.**

16 No person shall operate motorized equipment of any kind on the Airport unless
17 in possession of a current and valid operator's license for such equipment.

18 19 **71.032 Rules of Operation.**

20 (a) No person shall operate a vehicle of any kind on the Airport in a reckless
21 or negligent manner or in excess of the speed limits prescribed by the Airport
22 Manager. If not posted, the speed limit shall not exceed ten (10) miles per hour in
23 ramp, apron, aircraft parking areas, hangar areas and automobile parking lots.

24 (b) Pedestrians and aircraft shall at all times have right of way over
25 vehicular traffic. All vehicles shall pass to the rear of taxiing aircraft.

26 (c) Persons operating vehicles on the Airport shall give proper signals and
27 observe the directions of posted traffic signs.

28 (d) No person under the influence of alcohol or FAA prohibited drugs shall

operate a vehicle or aircraft on the Airport.

(e) No person shall operate on the Airport any vehicle which is overloaded or carrying more passengers than that for which the vehicle was designed. No person shall ride on the running board, stand up or ride in the body of a moving vehicle with arms or legs protruding from the body of the motor vehicle.

(f) No vehicle shall be operated on the Airport if it is so constructed, equipped or loaded as to endanger persons or property.

(g) No person shall operate, in any hangar on the Airport, a motor scooter, truck, or other motor vehicle without exhausts protected by screens or baffles to prevent the escape of sparks or the propagation of flame.

(h) No vehicle, commercial or otherwise, other than those for the operation of which the Airport Manager has granted a permit, may enter upon, travel through, park at, stop in, or be operated upon the Airport Surface. The Director, or designee may waive the foregoing requirements when such waiver will not adversely affect Airport operations.

(i) No person under 12 years of age shall operate any motorized vehicle on the Airport property under any circumstances nor operate any non-motorized vehicle on the Airport property unless under direct supervision by an adult with full and legal responsibility for the operator.

71.033 Permits Required.

(a) Except as otherwise specifically authorized by the Airport Manager, no person may operate a vehicle that is carrying passengers for hire from the Airport without appropriate license and a permit from the County or CSA.

(b) Except for discharging passengers and as otherwise directed by the Airport Manager, no person may park on the Airport a vehicle used for the purpose of carrying passengers for hire without appropriate license and a permit from the County or CSA.

1 (c) Except with the specific approval of the Airport Manager under
2 conditions prescribed by him, no person may on the Airport solicit or invite any person
3 to ride in a vehicle used for the purpose of carrying passengers for hire, either by
4 driving slowly past a loading entrance to an Airport building or by any other act or the
5 speaking of words that are intended to induce that person to engage the vehicle.

6 (d) Each person who requests a permit to operate on the Airport a vehicle
7 used for the purpose of carrying passengers for hire must apply in writing to the
8 Airport Manager and pay any applicable permit fee.

9 (e) Upon receiving an application under subparagraph (d) of this section, the
10 Airport Manager may issue a permit authorizing the holder to operate on the Airport a
11 vehicle used for the purpose of carrying passengers for hire. The Airport Manager may
12 revoke such a permit at any time.

13
14 **71.034 Radio Equipment.**

15 (a) All vehicles operating within the Aircraft Movement Area must be
16 equipped with two-way radio and be in continuous communication with ground control
17 with the exception of the following types of equipment:

18 (1) Crash, fire and other emergency equipment while attending an
19 accident if another radio-controlled vehicle is acting as a leader.

20 (2) Gasoline and fuel tenders when operating in apron and ramp
21 areas for fueling purposes only.

22 (3) Agricultural and maintenance equipment owned by the County or
23 CSA not engaged in work on the runways.

24 (4) Aircraft support equipment such as baggage trailers, in-flight meal
25 trucks, power units, tow tractors, when operating in the Airport terminal apron area,
26 but not when operating in any other Airport Surface areas such as runways and
27 taxiways.

28 (5) Private vehicles.

1 (b) The installation of two-way radios does not permit the operation of
2 vehicles on the Aircraft Movement Area of the Airport without prior written permission
3 from the Airport Manager.

4 (c) Any vehicle which has been permitted to operate on the Airport will not
5 proceed into the Aircraft Movement Area until cleared by ground control. Vehicle
6 operators shall be held responsible for knowing the meaning of the standard Airport
7 light signal regardless of whether or not the vehicle is radio-equipped.

8
9 **71.035 Emergency Vehicles - Right of Way.**

10 Upon approach of a police, ambulance, fire department, or other emergency
11 vehicle giving an audible or visual signal that it is on an emergency call, each person
12 operating another vehicle on any road on the Airport shall immediately drive the
13 vehicle parallel with, and as near as possible to, the right-hand edge of the road, clear
14 of all intersections, and stay there until the emergency vehicle has stopped or passed,
15 unless otherwise directed by an Airport employee or peace officer.

16
17 **71.036 Repair of Motor Vehicles.**

18 No person shall clean or make any repairs to vehicles anywhere on the Airport
19 other than in designated shop or vehicle repair areas, as stated in tenant's lease
20 agreement or business permit, except those minor repairs necessary to remove such
21 vehicle from the Airport; nor shall any person move, interfere, or tamper with any
22 vehicle, or put in motion the engine, or take, or use any motor vehicle part, instrument,
23 or tool thereof, without the permission of the owner and satisfactory evidence of the
24 right to do so.

25
26 **71.037 Parking.**

27 (a) No person shall park or store a vehicle on the Airport except in a
28 specifically designated area.

(b) No person shall park a vehicle in any posted area on the Airport for a period longer than that prescribed.

(c) No person shall park a vehicle in a restricted or reserved area on the Airport unless there is displayed, in the manner prescribed, a parking permit issued by the Airport Manager for that area.

(d) No person shall double park a vehicle on any road on the Airport.

(e) No person shall abandon a vehicle on the Airport.

(f) No person shall leave a vehicle standing unattended or parked on the Airport with a key in the ignition switch, the motor running, a key in the door lock, or an open door.

(g) No person shall park or store a vehicle at any place on the Airport in violation of any sign posted by the Airport Manager.

(h) No person shall park or store a vehicle within fifteen (15) feet of a fire hydrant on the Airport, or park in such manner as to block any fire gate or entrance.

(i) No person shall park a vehicle in any marked space in such manner as to occupy more than one space.

(j) No person shall park a vehicle in a pay parking area without paying the required parking fee.

(k) No person shall park a vehicle in individual storage hangars or aircraft shelters unless permitted by the owner or lessee of said structure.

(l) The Airport Manager or designee may cause to be removed, at the owner's expense, any vehicle which is parked on the Airport in violation of this chapter. The vehicle shall be subject to a lien for the cost of removal.

Chapter 4: PERSONAL CONDUCT.

Sections:

71.041 General.

71.042 Sanitation.

- 1 71.043 Preservation of Property.
- 2 71.044 Airport and Equipment.
- 3 71.045 Dangerous Objects.
- 4 71.046 Coin-operated Machines.
- 5 71.047 False Report.
- 6 71.048 Interfering or Tampering with Aircraft.
- 7 71.049 Repairing of Aircraft.
- 8 71.0410 Restricted Areas.
- 9 71.0411 Soliciting and Canvassing.
- 10 71.0412 Commercial Photography.
- 11 71.0413 Use of Roads, Walks, and Open Space.
- 12 71.0414 Animals.
- 13 71.0415 Loitering.
- 14 71.0416 Use of Airport and Airspace.
- 15
- 16 **71.041 General.**
- 17 (a) No person shall be disorderly, obnoxious, indecent, or commit any act of
- 18 nuisance on the Airport.
- 19 (b) No person shall engage in gambling in any form on the Airport.
- 20 (c) No person shall hunt, pursue, trap, catch, deliberately injure, or kill any
- 21 bird, fish, or animal on the Airport without authorization.
- 22 (d) No person shall reside in, domicile in, or otherwise occupy any facility on
- 23 an Airport for any residential purpose unless specifically authorized by the Director
- 24 and in full compliance with applicable laws.
- 25
- 26 **71.042 Sanitation.**
- 27 (a) No person may release, deposit, blow, or spread any bodily discharge
- 28 on the floor, wall, partition, furniture, or any other part of a public comfort station,

terminal building, hangar, or other building on the Airport, other than directly into a fixture provided for that purpose.

(b) No person may place any foreign object in any plumbing fixture of a public comfort station, terminal building, hangar, or other building on the Airport.

(c) No person may dispose of sewage, garbage, refuse, paper, or other material on the Airport except in a receptacle provided for that purpose.

(d) No person shall keep uncovered trash containers in any area. No vehicle used for hauling trash, dirt, or any other materials shall be operated on the Airport unless such vehicle is constructed so as to prevent the contents thereof from dropping, sifting, leaking or otherwise escaping there from. Areas to be used for trash or garbage containers shall be designated by the Airport Manager and no other areas shall be used. Such areas shall be kept clean and sanitary at all times.

71.043 Preservation of Property.

No person may, without the specific permission of the Airport Manager:

(a) Destroy, injure, deface, or disturb any building, sign, equipment, marker, or other structure, tree, flower, lawn, or other public property on the Airport.

(b) Walk or operate any vehicle on a restricted area of the Airport.

(c) Alter, add to or erect any building on the Airport.

(d) Make an excavation on the Airport.

(e) Willfully abandon any personal property on the Airport.

71.044 Airport and Equipment.

No person may interfere, tamper with, or damage any part of the Airport or its equipment.

71.045 Dangerous Objects.

(a) No person except a peace officer, an authorized post office, Airport, or

1 air carrier employee, or a member of an armed force on official duty, may carry any
2 weapon, explosive, or flammable material, openly or concealed, on the Airport without
3 permission of the Airport Manager.

4 (b) No person may furnish, give, sell, or trade a weapon on the Airport.

5 (c) For the purposes of this section a weapon includes a gun, dirk, bowie
6 knife, blackjack, switch blade knife, slingshot, or metal knuckles, and includes all
7 those weapons listed in Section 12020, California Penal Code.

8
9 **71.046 Coin-operated Machines.**

10 No person may, on the Airport:

11 (a) Place, or attempt to place, in a coin-operated machine a slug, foreign
12 coin, or object other than the coin required by the instructions on the machine.

13 (b) Pass through, over, or under a turnstile that requires the deposit of a
14 coin for its use, without first depositing the required coin in the turnstile.

15
16 **71.047 False Report.**

17 No person may make a false report of conduct on or the operation or use of the
18 Airport to the Director or authorized representatives.

19
20 **71.048 Interfering or Tampering with Aircraft.**

21 No person may interfere or tamper with an aircraft on the Airport or put its
22 engine in motion, or use any aircraft, aircraft parts, instruments, or tools on the Airport,
23 without the permission of the owner.

24
25 **71.049 Repairing of Aircraft.**

26 No person may repair an aircraft, aircraft engine, propeller, or apparatus in an
27 area of the Airport other than that specifically designated for that purpose by the
28 Airport Manager. However, this does not prevent a minor adjustment being made

1 while the aircraft is in the aircraft parking area or on a ramp preparing to take off, if the
2 adjustment is necessary to prevent a delayed movement of the aircraft.

3
4 **71.0410 Restricted Areas.**

5 (a) Except as otherwise provided herein, no person may, without permission
6 of the Airport Manager, enter any restricted area on the Airport that is posted as
7 closed to the public.

8 (b) No person may enter marked restricted areas, the control tower, any
9 hangar, the apron, or any other part of the Airport specified by the Airport Manager
10 except:

11 (1) A person assigned to duty at that place;

12 (2) A passenger who, under appropriate supervision, is entering the
13 apron to embark or debark; or

14 (3) Any other person authorized by the Airport Manager or by a
15 tenant for an area occupied by said tenant.

16
17 **71.0411 Soliciting and Canvassing.**

18 No person may, on the Airport, solicit fares, alms, or funds for any purpose
19 without the permission of the Director or authorized representative.

20
21 **71.0412 Commercial Photography.**

22 (a) Except as provided in paragraph (b) of this section, no person may take
23 a still, motion, or sound picture on the Airport for commercial purposes without the
24 permission of the Airport Manager.

25 (b) The Airport Manager may allow any of the following to take pictures on
26 the Airport for commercial purposes:

27 (1) Professional photographers and motion picture camera operators
28 photographing events on the Airport as representatives of news concerns or bona fide

news publications.

(2) Professional photographers and motion picture camera operators photographing events at the Airport, for nonprofit exhibit, to stimulate interest in air commerce or travel, or for nonprofit educational purposes.

(3) Professional photographers photographing scenes on the Airport for general artistic purposes.

71.0413 Use of Roads, Walks, and Open Space.

(a) No person may occupy or place an object on a road or walk on the Airport in a manner that hinders or obstructs its proper use.

(b) No person may walk in a picket line as a picket or take part in a labor or other public demonstration on any part of the Airport except a place specifically assigned by the Airport Manager for picket lines or other public demonstrations.

71.0414 Animals.

No person may enter the Airport with a domestic or wild animal without the written permission of the Airport Manager, except:

(a) A person entering any part of the Airport other than the terminal building, gate loading area, or other restricted area with a domestic animal that is kept restrained by a leash or is confined so as to be completely under control;

(b) A person entering the terminal building or gate loading area with a small domestic animal (such as a dog or cat) that is to be transported by air and is kept restrained by a leash or is confined so as to be completely under control; or

(c) A blind person entering the terminal building or gate loading area with a seeing-eye dog.

71.0415 Loitering.

No person may loiter or loaf on any part of the Airport.

71.0416 Use of Airport and Airspace.

(a) No person who has been denied the use of the Airport by the Director or designated representative may enter on or use the Airport except while traveling through as a passenger in a bus or taxi or while embarking or debarking as a passenger on an aircraft operating on the Airport.

(b) No person, without specific permission of the Airport Manager, may prepare to operate, or release a kite, parachute, or balloon, model aircraft, or rocket on the Airport.

Chapter 5: FIRE HAZARDS AND FUELING OPERATIONS.

Sections:

- 71.051 Cleaning Fluids.
- 71.052 Smoking.
- 71.053 Storage.
- 71.054 Apron Surface Areas and Floor Surface.
- 71.055 Doping.
- 71.056 Fueling Operations.
- 71.057 Fire Equipment.
- 71.058 Other Regulations.
- 71.059 Liquid Disposal.
- 71.0510 Aircraft Carrying or Suspected of Carrying Explosives.

71.051 Cleaning Fluids.

No person shall use inflammable volatile liquid having a flash point of less than 110 degrees Fahrenheit on the Airport in the cleaning of aircraft engines, propellers, appliances, or for any other purpose, unless such operations are conducted in open air, or in a room specifically set aside for that purpose, which room must be properly

1 fireproofed and equipped with adequate and readily accessible fire extinguishing
2 apparatus. The Airport Manager shall designate in advance the open air areas for the
3 cleaning of aircraft as described above.

4
5 **71.052 Smoking.**

6 No person may smoke on any Airport apron or ramps, in any hangar or shop, in
7 any aircraft on the Airport, or in any other place on or adjacent to the Airport where
8 smoking is specifically prohibited.

9
10 **71.053 Storage.**

11 (a) No person shall keep or store any inflammable liquids, gases, signal
12 flares or other similar material in the hangars or in any building on the Airport;
13 provided that such materials may be kept in an aircraft in the proper receptacles
14 installed in the aircraft for such purpose, or in rooms or areas specifically approved for
15 such storage by the Airport Manager, or in National Board of Fire Underwriters'
16 approved safety cans.

17 (b) No person shall keep or store lubricating or waste oils in or about the
18 hangars; provided that such material may be kept in rooms specifically designated by
19 the Airport Manager for oil storage or in original unopened, sealed containers, or in
20 containers or receptacles approved by National Board of Fire Underwriters.

21 (c) Lessees and concessionaires shall provide suitable metal receptacles
22 with metal covers for the storage of waste, rags, and other rubbish. All used waste and
23 rags or other rubbish shall be removed by the lessees and concessionaires daily, or in
24 regular scheduled pickups, but not less than once a week. Lessees may contract with
25 other agencies or persons for removal of this material. Method and pickup point are
26 subject to approval of the Airport Manager.

27 (d) Gasoline, oil and solvent drums or receptacles shall not be stored on
28 apron and ramp areas in excess of amounts actually needed as current stock. Any

material of this type that is kept enclosed and covered shall be in a housing of a design and type as approved by the National Board of Fire Underwriters.

71.054 Apron Surface Areas and Floor Surface.

Each person to whom space on the Airport is leased, assigned, or made available for use shall keep the space free and clean of oil, grease, or other foreign materials that could cause a fire hazard or a slippery or otherwise unsafe condition.

71.055 Doping.

(a) "Doping" processes shall be conducted only in properly designated, fireproofed and ventilated rooms or buildings in which all illumination, wiring, heating, ventilation equipment, switches, outlets, and fixtures shall be explosion-proof, spark proof, and vapor-proof, and all windows and doors shall open easily.

(b) "Doping" of airplanes in open areas outside of buildings is allowed with the prior approval of the Airport Manager, who shall designate the area in which the "doping" may be done. The "doping" processes shall be done in the designated area in which all illumination, wiring, heating, ventilation equipment, switches, outlets, and fixtures shall be explosion-proof, spark-proof, and vapor-proof.

(c) No person shall enter or work in a "dope" room or designated "doping" area while "doping" processes are being conducted unless such person wears spark-proof shoes. No person shall smoke while "doping." The room, building, or area and the process for "doping" shall comply with the requirements of the Industrial Safety Division of the State of California.

71.056 Fueling Operations.

The following rules govern the fueling and defueling of aircraft:

(a) No aircraft shall be fueled or defueled while the engine is running, or being warmed by applications of exterior heat, or while such aircraft is in a storage

1 hangar or enclosed space.

2 (b) No person shall smoke within fifty (50) feet of an aircraft being fueled or
3 defueled.

4 (c) No person shall operate any radio transmitter or receiver, or switch
5 electrical appliances off or on in an aircraft during fueling or defueling except
6 commercial airliners located at gate positions.

7 (d) During refueling or defueling, the aircraft and the fueling dispensing
8 retrieval apparatus shall both be grounded to a point or points of zero electrical
9 potential.

10 (e) When filling a fuel tender from storage tanks, two attendants shall be
11 required when a nonlocking valve is in use on the fill-pipe and control for said valve is
12 continually in the attendant's hand to maintain fuel flow.

13 (f) No person shall use any material during fueling or defueling of aircraft
14 which is likely to cause a spark or be a source of ignition.

15 (g) Adequate fire extinguishers shall be within ready reach of all persons
16 engaged in fueling or defueling aircraft.

17 (h) No person shall start the engine of any aircraft when there is any fuel on
18 the ground under such aircraft.

19 (i) Fueling hoses and equipment shall be maintained in a safe, sound and
20 nonleaking condition and shall be of design and make approved by National Board of
21 Fire Underwriters.

22 (j) All hoses, funnels, and appurtenances used in fueling and defueling
23 operations shall be equipped with a grounding device to prevent ignition of volatile
24 liquids.

25 (k) All fueling and defueling of aircraft shall be conducted at least fifty (50)
26 feet from any hangar or other building.

27 (l) No aircraft shall be fueled or defueled while passengers are on board
28 the aircraft unless a passenger-loading ramp is in place at the cabin door of the

1 aircraft, the aircraft door is in open position, and a cabin attendant is present at or
2 near the cabin door.

3 (m) Persons engaged in the fueling and defueling of aircraft shall exercise
4 care to prevent overflow of fuel. Persons responsible shall take proper measures to
5 remove volatile liquid when it is spilled during transfer.

6 7 **71.057 Fire Equipment.**

8 (a) No person shall remove or cause to be removed from its holder,
9 container, reel or bracket, any equipment or device used in fire protection, except in
10 case of emergency or fire. In any event, such equipment shall not be taken from any
11 hangar or building for standby use by any person or for any use other than for which it
12 is intended, without permission from the Airport Manager. Use of such equipment shall
13 be immediately reported to the Airport Manager.

14 (b) Each tenant or lessee of a hangar, shop facility, or other operational
15 area specified by the Airport Manager on the Airport shall supply and maintain
16 adequate and readily accessible fire extinguishers, approved by Underwriters
17 Laboratories for the hazard involved, as required by the local, state or federal
18 regulations.

19 20 **71.058 Other Regulations.**

21 All regulations and recommendations of the California Industrial Safety Division,
22 National Fire Protection Association, the FAA, the fire code as locally adopted, and
23 rules established by the Director or Airport Manager shall be adhered to with regard to
24 all aspects of fueling and handling of inflammables.

25 26 **71.059 Liquid Disposal.**

27 No fuel, oils, dopes, paints, solvents or acids shall be disposed of or dumped in
28 drains, basins or ditches or elsewhere on the Airport.

1
2 **71.0510 Aircraft Carrying or Suspected of Carrying Explosives.**

3 (a) Persons having knowledge of an aircraft carrying or suspected of
4 carrying explosive materials will so advise the Airport Manager immediately.

5 (b) Landing or taxiing aircraft with passengers aboard will unload
6 passengers at a reasonable distance from the terminal area ramp and then
7 immediately be moved to such other area as may be designated by the Airport
8 Manager. Only engines affecting unloading of passengers should be shut off to enable
9 subsequent moving of aircraft with a minimum of delay.

10 (c) Parked aircraft shall be evacuated and moved by owner or operator to
11 an area designated by the Airport Manager.

12 (d) Inspection of the aircraft and subsequent declaration of safety or
13 hazardous condition shall be the responsibility of the aircraft owner or operator.
14 Inspection shall be accomplished immediately after parking and evacuation.

15 **Chapter 6: COMMERCIAL OR BUSINESS ACTIVITY.**

16 **Sections:**

- 17
18 71.061 Conduct of Commercial or Business Activity.
19 71.062 Business Location Requirements.
20 71.063 Storage of Equipment.

21
22 **71.061 Conduct of Commercial or Business Activity.**

23 (a) No person shall engage in any business or commercial activity of any
24 nature whatsoever on the Airport, including flight instruction and aircraft and engine
25 repair without a written contract or permit with the County or CSA for such activity
26 subject to the following exceptions:

27 (1) An owner of an aircraft who performs repair upon that aircraft,
28 providing such individual is properly permitted to do such work under current FAA

1 regulations, and, providing further that such work is conducted so as not to create any
2 hazard or nuisance to any other aircraft, person, or operator upon the Airport, and
3 provided further that such work is conducted in a location approved by the Airport
4 Manager. Any person holding a current and appropriate FAA mechanic's certificate
5 may assist an owner, instruct an owner, or supervise such permitted work without
6 remuneration when that owner himself performs such repairs.

7 (2) An owner may perform a maintenance service for himself.

8 (3) A person holding a current FAA flight instruction certificate who
9 gives occasional flight instruction, without pay or other remuneration, to an owner of
10 an aircraft in that owner's aircraft.

11 (b) Any person required to obtain a permit or contract, must pay the
12 applicable fees and obtain a permit from the Airport Manager prior to providing services
13 or goods to an aircraft owner.

14 (c) The County or CSA may require permits from individuals or companies
15 to perform maintenance on aircraft under unusual circumstances, i.e., repair to
16 flyaway status by owner of aircraft not based upon Airport; aircraft of unusual design,
17 size, or age; aircraft and the components for which there is no qualified licensed
18 operator upon the Airport.

19 (d) The County or CSA may refuse to issue a contract or permit under the
20 following circumstances:

21 (1) The person applying for the permit is in violation of any provision
22 of this chapter or has been excluded from any Airport for cause under any applicable
23 section of this title or has had any contract with the County or CSA terminated by the
24 County or CSA at or before the effective date of the requested permit.

25 (2) No space is available for the intended operation when space is
26 necessary for the conduct of said proposed operations.

27 (3) The proposed activity will cause a nuisance or hazard by the
28 nature of said operation and its location to the users of the Airport.

1 (4) The person applying for the permit has unfulfilled obligations
2 remaining in an existing or prior contract or permit.

3 (e) Nothing herein shall be deemed to prohibit the registered owner of a
4 private aircraft from offering said aircraft for sale or from selling said aircraft.

5 (f) Any individual or company desiring to sell aviation fuel to the public shall
6 provide services commonly associated with traditional fixed base operators, inclusive
7 of hangar storage, pilot lounges and briefing areas, and aircraft parking areas.

8
9 **71.062 Business Location Requirements.**

10 All persons engaged in business or commercial activity on the Airport will be
11 required to conduct said business or activity within the boundaries of the Airport from a
12 building or structure presently located on the Airport or to be constructed by mutual
13 contractual agreement in accordance with a master plan approved by the Board.
14 These provisions are not applicable to individuals receiving temporary, one-time
15 permits from the Airport Manager.

16
17 **71.063 Storage of Equipment.**

18 No tenant or lessee of a hangar, shop facility, or other operational area
19 specified by the Airport Manager on the Airport shall store or stack equipment or
20 material of a type or in such a manner as to be a hazard to persons or property.

21
22 SECTION 2. This ordinance shall take effect thirty (30 days) from the
23 date of adoption.

24
25

BILL POSTMUS, Chairman
26 Board of Supervisors
27
28

1 SIGNED AND CERTIFIED THAT A COPY
2 OF THIS DOCUMENT HAS BEEN DELIVERED
3 TO THE CHAIRMAN OF THE BOARD

4 DENA M. SMITH, Clerk of the Board of Supervisors

5 _____
6 STATE OF CALIFORNIA)
7) ss.
8 COUNTY OF SAN BERNARDINO)

9 I, DENA M. SMITH, Clerk of the Board of Supervisors of the County of
10 San Bernardino, State of California, hereby certify that at a regular meeting of the
11 Board of Supervisors of said County and State, held on the 16th day of May, 2006, at
12 which meeting were present Supervisors: Bill Postmus, Paul Biane, Gary Ovitt, Josie
13 Gonzales, and the Clerk, the foregoing ordinance was passed and adopted by the
14 following vote, to wit:

15 AYES: SUPERVISORS: Postmus, Biane, Ovitt, Gonzales

16 NOES: SUPERVISORS: None

17 ABSENT: SUPERVISORS: Hansberger

18 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
19 official seal of the Board of Supervisors this 16th day of May, 2006.

20 DENA M. SMITH, Clerk of the Board of
21 Supervisors of the County of San
22 Bernardino, State of California

23 _____
24 Deputy